CITY COUNCIL, CITY OF ROCKFORD JOURNAL OF PROCEEDINGS JUNE 24, 2013 COUNCIL CONVENED AT 6:15 P.M.

1. The invocation was given by Chaplain Eric Blachford, The Net Church, and the Pledge of Allegiance was led by the City Council Page Yesenia Centeno.

2. Roll Call:

Mayor Lawrence Morrissey

Aldermen: Durkee, McNamara, Hervey, Hilton, Thompson-Kelly, Oddo, Newburg,

Beach, Elyea, Beck, McNeely, Chiarelli -12-

Absent: Getchius, Frost -2-

3. Alderman Beach moved to accept the Journal of Proceedings of June 17, 2013 seconded by Alderman Hervey. MOTION PREVAILED (Ald. Getchius, Frost absent).

PUBLIC PARTICIPATION

- 4. Prophet Yusef recited scripture and spoke about unemployment. He provided Alderman Hervey with information about job openings in Rockford.
- 5. John Brantley reported last week Fairgrounds hosted two events which were very successful. He thanked several people for participating and attending the events.
- 6. Ronald Dunlap requested to meet with Mayor Morrissey to discuss his ideas to revitalize East State Street.
- 7. Roland Poska invited everyone to attend a 4th of July celebration at Joe Marino Park to share a moment of interdependence and celebration our national day of independence.
- 8. Marla Wilson thanked the City of Rockford, Julia Valdez, BMO Harris Bank Center, Rockford Road Runners and RAVE for supporting the Biggest Loser Run/Walk Event held on June 15, 2013. She thanked the hundreds of volunteers for their efforts and the 2500 participants for making this event a great success. She offered Biggest Loser Run/Walk T-Shirts to council members and gave Mayor Morrissey a picture taken on State Street of the sea of participants during the singing of the National Anthem.

PETITIONS AND COMMUNICATIONS

9. Alderman Thompson-Kelly submitted a request from Brandon Russell, 3 on 3 Outdoor Basketball Tournament, requesting permission to close Sherman Avenue between North Central and North Sunset Avenue on Saturday June 29, 2013 from 7:30 am – 3:00 pm and Sunday, June 30, 2013 from 4:00 pm – 7:00 pm at Andrew's Park. Alderman Thompson-Kelly moved to grant the Prayer of the Petitioner, seconded by Alderman Hervey. MOTION PREVAILED (Ald. Getchius, Frost absent).

- 10. Alderman McNeely recognized Lisa Jackson, Rockford School Board member, in the audience.
- 11. Alderman Beck submitted a Memorandum from Thaddeus Mack, Planner/Building Plans Examiner, regarding Resubdivision of First Rockford Group Development Plat #4. Referred to Code and Regulation Committee.
- 12. Alderman Beck submitted a Memorandum from Julia Valdez, Director of Human Resources, regarding upcoming events:
 - 1. St. Edwards Summerfest 7/28/13

Referred to Code and Regulation Committee.

- 13. Alderman Beck submitted the Zoning Board of Appeals minutes from the meeting held on June 21, 2013. Referred to Code and Regulation Committee.
- 14. Alderman Beck submitted the Liquor and Tobacco Advisory Board minutes from the meeting held on June 18, 2013. Referred to Code and Regulation Committee.
- 15. Alderman Hervey submitted a Memorandum from Carrie Eklund, Central Services Manager, regarding Prevailing Wages for Laborers, Mechanics and Workers Employed by Said City. Referred to Finance and Personnel Committee.
- 16. Alderman Durkee submitted a Memorandum from Patrick Hayes regarding the Gas and Electric Building Development Agreement Amendment. Referred to Planning and Development Committee.

NEW COMMITTEE REPORTS

- 17. Alderman Beck read a Code and Regulation Committee Report recommending the approval of the Replat of Sahlstrom's Plat #3. LAID OVER.
- 18. Alderman Beck read a Code and Regulation Committee Report recommending the approval of the Replat of Puri/Swanson Plat #3. LAID OVER.
- 19. Alderman Beck read a Code and Regulation Committee Report recommending approval of authorizing and regulating festival zone vending for carts, kiosks and artistic performers and replacing Chapter 5, Division 8 of the Code of Ordinances. LAID OVER.
- 20. Alderman Beck read a Code and Regulation Committee Report REVERSING the Liquor and Tobacco Advisory Board to APPROVE of the sale of beer and wine by the drink in the name of Richard Buckley and Gary Weeks d/b/a Molly's Deli in conjunction with a restaurant in a C-3, Commercial General Zoning District at 2420 and 2424 South Alpine Road. Approval is subject to the following conditions:
 - 1. Meeting all applicable Building and Fire Codes
 - 2. Compliance with all City of Rockford Liquor and Tobacco Codes

- 3. Submittal of Building Permit for Staff review and approval.
- 4. The sale of beer and wine shall be limited to the interior site plan that was submitted Exhibit E
- 5. The hours of operation will be limited to 8:00 am to 1:00 am Monday through Sunday.
- 6. Window display signage is limited to 30% of the window area.
- 7. The restaurant shall not have a cover charge.
- 8. The restaurant shall not have a dance floor
- 9. The restaurant shall not have any DJ's
- 10. The restaurant shall not have any live entertainment
- 11. The restaurant shall not operate as a nightclub.
- 12. The percentage of alcohol sales shall be no more than (15%) of the total revenue generated at the business.

LAID OVER.

- 21. Alderman Beck read a Code and Regulation Committee Report recommending the approval of a 5 year lease with the Orchid Neighborhood Association of the vacant lots at 721 and 727 South 3rd Street for the use of a community garden for \$1.00. Said lease shall include an automatic renewal clause every five years, which can be exercised in the event the property is in full compliance with all City of Rockford codes and the property continues to be used as a community garden site. In the event an adjacent property owner wishes to purchase the property for redevelopment, the City Council may terminate said lease. The Legal Director shall prepare the lease. REFERRED BACK TO COMMITTEE.
- 22. Alderman Beck read a Code and Regulation Committee Report recommending the Legal Director be instructed to draw an Ordinance to establish a "No Parking Anytime" restriction on the east side of Welty Avenue from Jackson Street to 35 feet south of Jackson Street, thus repealing the "No Parking Anytime" restriction on the east side of Welty Avenue from Jackson Street to 50 feet south of Jackson Street. LAID OVER.
- 23. Alderman Beck read a Code and Regulation Committee Report recommending the Legal Director be instructed to draw an Ordinance to establish "3 Hour" parking for thirty (30) spaces of Municipal Parking Lot F, thus repealing the "2 Hour" parking for thirty (30) spaces in Municipal Parking Lot F. LAID OVER.
- 24. Alderman Beck read a Code and Regulation Committee Report recommending the Legal Director be instructed to draw an Ordinance to repeal "No Parking Anytime" restriction on the south side of Kent Street from Main Street west to N/S Alley, thus establishing unrestricted parking. LAID OVER.
- 25. Alderman Beck read a Code and Regulation Committee Report recommending the Legal Director be instructed to draw an Ordinance to repeal the "No Parking 7:00 am 8:00 pm" parking restriction on the south side of Kent Street from the N/S Alley west of Main Street to 75 feet west of N/S Alley, thus establishing unrestricted parking. LAID OVER.

- 26. Alderman Beck read a Code and Regulation Committee Report recommending the Legal Director be instructed to draw an Ordinance to establish "No Parking Anytime" on the south side of Morgan Street from Rock Street to Main Street, thus repealing the "2 Hour 8:00 am 5:00 pm" parking restriction. LAID OVER.
- 27. Alderman Beck read a Code and Regulation Committee Report recommending the Legal Director be instructed to draw an Ordinance to repeal "2 Hour" parking restriction on both sides of Loomis Street from Main Street to Court Street, thus establishing unrestricted parking. LAID OVER.
- 28. Alderman Beck read a Code and Regulation Committee Report recommending the Legal Director be instructed to draw an Ordinance to repeal "2 Hour" parking restriction on the south side of Montague Street from 150 feet west of Main Street to Court Street, thus establishing unrestricted parking. LAID OVER.
- 29. Alderman Beck read a Code and Regulation Committee Report recommending the Legal Director be instructed to draw an Ordinance to repeal the "2 Hour" parking restriction on the south side of Montague Street from Rock Street to 100 feet east of Main Street, thus establishing unrestricted parking. LAID OVER.
- 30. Alderman Beck read a Code and Regulation Committee Report recommending the Legal Director be instructed to draw an Ordinance to repeal "No Parking Anytime" restriction on the south side of Montague Street from Main Street to 100 feet east of Main Street, thus repealing unrestricted parking. LAID OVER.
- 31. Alderman Beck read a Code and Regulation Committee Report recommending the Legal Director be instructed to draw an Ordinance to repeal the "No Parking 3:00 pm 6:00 pm" restriction on the north side of Montague Street from Rock Street to Main Street, thus repealing unrestricted parking. LAID OVER.
- 32. Alderman Beck read a Code and Regulation Committee Report recommending the Legal Director be instructed to draw an Ordinance for a Residential Parking Zone on both sides of Hall Street between E. Jefferson Street and 6th Street. LAID OVER.
- 33. Alderman Beck read a Code and Regulation Committee Report recommending the Legal Director be instructed to draw an Ordinance to establish "2 Hour" parking restriction for thirteen (13) spaces in Municipal Parking Lot TT, thus repealing "Permit Only" parking restriction for thirteen (13) spaces in Municipal Parking Lot TT. LAID OVER.
- 34. Alderman Hervey read a Finance and Personnel Committee Report recommending the award for Network Cabling Services be made to the following bidders, Pro Com Systems and Kelso Burnett, both of Rockford, Illinois and Northern Illinois Communications, of Machesney Park, Illinois for their unit pricing as shown on the bid tabulation. The total estimated annual value of these contracts is \$20,000.00. The funding source is Information Technology Operating Budget. LAID OVER.
- 35. Alderman Hervey read a Finance and Personnel Committee Report recommending approval of the Change Order for City-Wide Sidewalk & ADA Repairs Pkg. A to Campos

Construction, Inc. for an additional \$15,951.00 for a total not-to-exceed cost of \$46,950.00. The funding source is Sales Tax. The funding will come from Sales Tax funds. LAID OVER.

36. Alderman Hervey read a Finance and Personnel Committee Report recommending approval of the Change Order for City-Wide Sidewalk & ADA Repairs Pkg. B to Campos Construction, Inc. for an additional \$14,500.00 for a total not-to-exceed cost of \$30,903.00. The funding source is Sales Tax. The funding will come from Sales Tax funds. LAID OVER.

2013-239CR

37. Alderman Hervey read a Finance and Personnel Committee Report recommending approval of an Intergovernmental Agreement between the City of Rockford and the State of Illinois Department of Central Management Services for the lease of office space. The Legal Director shall prepare the appropriate ordinance.

Alderman Hervey moved to suspend Rule 11, seconded by Alderman Beck. MOTION PREVAILED (Ald. McNeely voted no; Getchius, Frost absent). The Committee Report was placed on Passage. MOTION PREVAILED by a Roll Call vote of:

Ayes: Durkee, McNamara, Hervey, Hilton, Thompson-Kelly, Oddo, Newburg,

Beach, Elyea, Beck, Chiarelli -11-

Nays: McNeely -1-

Absent: Getchius, Frost -2-

2013-240CR

38. Alderman Hervey read a Finance and Personnel Committee Report recommending approval of an Intergovernmental Agreement between the City of Rockford and Main Street Partners for the lease of office space. The Legal Director shall prepare the appropriate ordinance.

Alderman Hervey moved to suspend Rule 11, seconded by Alderman Beck. MOTION PREVAILED (Ald. McNeely voted no; Getchius, Frost absent). The Committee Report was placed on Passage. MOTION PREVAILED by a Roll Call vote of:

Ayes: Durkee, McNamara, Hervey, Hilton, Thompson-Kelly, Oddo, Newburg,

Beach, Elvea, Beck, Chiarelli -11-

Nays: McNeely -1-

Absent: Getchius, Frost -2-

2013-241CR

39. Alderman Hervey read a Finance and Personnel Committee Report recommending approval of the Agreement between the Workforce Investment Board, the City of Rockford and the Rock River Training Corporation for fiscal agent services. The Legal Director shall prepare the appropriate ordinance.

Alderman Hervey moved to suspend Rule 11, seconded by Alderman Beck. MOTION PREVAILED (Ald. McNeely voted no; Getchius, Frost absent). The Committee Report was placed on Passage. MOTION PREVAILED by a Roll Call vote of:

Ayes: Durkee, McNamara, Hervey, Hilton, Thompson-Kelly, Oddo, Newburg,

Beach, Elyea, Beck, Chiarelli -11-

Nays: McNeely -1-Absent: Getchius, Frost -2-

2013-242CR

40. Alderman Hervey read a Finance and Personnel Committee Report recommends the City Council adopt an Ordinance approving the Intergovernmental Agreement among the Chief Elected Officials of Local Workforce Investment Area 3. The Legal Director shall prepare the appropriate ordinance.

Alderman Hervey moved to suspend Rule 11, seconded by Alderman Beck. MOTION PREVAILED (Ald. McNeely voted no; Getchius, Frost absent). The Committee Report was placed on Passage. MOTION PREVAILED by a Roll Call vote of:

Ayes: Durkee, McNamara, Hervey, Hilton, Thompson-Kelly, Oddo, Newburg,

Beach, Elyea, Beck, Chiarelli -11-

Nays: McNeely -1-

Absent: Getchius, Frost -2-

41. Alderman Hervey moved the adoption of a Finance and Personnel Committee Report recommending approval of the total vouchers for the week of June 24, 2013 in the amount of \$1,409,970.59. MOTION PREVAILED by a Roll Call vote of:

Ayes: Durkee, McNamara, Hervey, Hilton, Thompson-Kelly, Oddo, Newburg,

Beach, Elyea, Beck, McNeely, Chiarelli -12-

Nays: -0-

Absent: Getchius, Frost -2-

OFFICERS REPORTS

- 42. Mayor Morrissey thanked the council members that participated at last Friday's council retreat and announced this Friday, June 28th will be another session from 11:30 pm 3:30 pm at RMAP, 313 North Main Street.
- 43. Mayor Morrissey mentioned he and his family attended the community picnic at Midway Village yesterday. He thanked everyone involved in the planning the event.
- 44. Mayor Morrissey congratulated the Chicago Blackhawks for a tremendous season and wished them luck tonight, game six of the Championship series. A win tonight will clinch the series and bring the Stanley Cup back to Chicago.

- 45. Alderman McNamara expressed concern about the lack of progress to rehabilitate theTREKK Building bought by the city and asked staff to provide him with a time table by next Monday, July 1, 2013 of when the RFP will be completed.
- 46. Alderman Beach held up a copy of the *Midwest Magazine* and advised there is a five page article about the City of Rockford. He commended John Groh, Rockford Area Convention and Visitor's Bureau, for his year-long efforts working with the magazine to bring this article to print.
- 47. Alderman Hervey announced the 5th Ward meeting will be held on June 27th at 6:00 pm at Booker Washington Center, Community Room.
- 48. Alderman Durkee advised the Planning and Development Committee has been having on-going discussion about moving forward and reassessing the 2020 Plan. Currently, with data supplied from RMAP, businesses and staff, a map is being drafted to organize the city in economic zones as part of the on-going strategy. He advised a version of that map will be coming soon for your review and input.
- 49. Alderman Hilton mentioned he participated in the renovation of Jamestown Park and he thanked the Park District for investing in the park.
- 50. Alderman Hilton congratulated Reverend Perry Bennett for celebrating his 41st
 Anniversary as pastor at Macedonia Baptist Church and wished him continued success.
- 51. Alderman Hilton wished Craig Sockwell and James Douglas great success with the opening of their establishment, On The Rocks, in the 6th Ward.
- 52. Alderman McNeely thanked the UAW Cap Board for organizing the bus trip to Detroit, Michigan to celebrate the 50th anniversary of the Martin Luther King march. She also pointed out that August is the 50th anniversary celebration of the Martin Luther King march on D.C. She encouraged individuals to attend.

UNFINISHED BUSINESS

2013-076-0

53. Alderman Beck moved the adoption of an Ordinance amending Chapter 3, Section 3-56, Article III of the Code of Ordinances of the City of Rockford upon all other requirements of the Liquor and Tobacco Ordinance having been met, said amendments shall serve as City Council advice and consent for the Liquor Commissioner to approve the following amendments for the following establishment:

Sadaf Jadoon d/b/a Sunny Pantry for the sale of tobacco products with a gas station and convenience store in a C-3, Commercial General Zoning District at <u>818 South 6th Street.</u> Approval is subject to the following conditions:

- 1. Meeting all applicable Building and Fire Codes
- 2. Compliance with all City of Rockford Liquor and Tobacco Codes
- 3. The sale of tobacco shall be limited to the revised interior elevation that was

- submitted May 20, 2013.
- 4. The hours of operation will be limited to 5:00 am to 12:00 (midnight) Monday through Sunday.
- 5. Window display signage is limited to 30% of window area
- 6. The sale of individual cigarettes is prohibited.
- 7. The windows shall remain unobstructed by any metal or iron bars or gating.

MOTION PREVAILED by a Roll Call vote of:

Ayes: Durkee, McNamara, Hervey, Hilton, Thompson-Kelly, Oddo, Newburg,

Beach, Elyea, Beck, McNeely, Chiarelli -12-

Nays: -0-

Absent: Getchius, Frost -2-

2013-077-0

54. Alderman Beck moved the adoption of an Ordinance amending Chapter 3, Section 3-55, of the Code of Ordinances of the City of Rockford upon all other requirements of the Liquor and Tobacco Ordinance having been met, said amendments shall serve as City Council advice and consent for the Liquor Commissioner to approve the following amendments for the following establishment:

Richard Buckley and Gary Weeks d/b/a Molly's Deli for the sale of beer and wine by the drink in conjunction with a restaurant and outdoor seating area in a C-2, Limited Commercial Zoning District at <u>3315 North Main Street</u>. Approval is subject to the following conditions:

- 1. Meeting all applicable Building and Fire Codes
- 2. Compliance with all City of Rockford Liquor and Tobacco Codes
- 3. Submittal of Building Permit for Staff review and approval.
- 4. The sale of beer and wine shall be limited to submitted Exhibits D & E
- 5. The hours of operation will be limited to 8:00 am to 1:00 am Monday through Sunday.
- 6. Window display signage is limited to 30% of the window area.
- 7. The restaurant shall not have a cover charge.
- 8. The restaurant shall not have a dance floor
- 9. The restaurant shall not have any DJ's
- 10. The restaurant shall not have any live entertainment
- 11. The restaurant shall not operate as a nightclub.
- 12. Alcohol sales shall be limited to twenty percent (20%) of all gross annual sales of the business.

MOTION PREVAILED by a Roll Call vote of:

Ayes: McNamara, Hilton, Thompson-Kelly, Newburg, Beck, McNeely,

Chiarelli, Mayor Morrissey -8-

Nays: Durkee, Hervey, Oddo, Beach, Elyea -5-

Absent: Getchius, Frost -2-

2013-078-0

55. Alderman Beck moved the adoption of an Ordinance amending Chapter 3, Section 3-56, Article III of the Code of Ordinances of the City of Rockford upon all other requirements of the Liquor and Tobacco Ordinance having been met, said amendments shall serve as City Council advice and consent for the Liquor Commissioner to approve the following amendments for the following establishment:

Raed Al-Abbodi d/b/a H&A Tobacco and Discount, Inc. for the sale of tobacco in conjunction with a convenience store in a C-4, Urban Mixed-Use Zoning District at 1623
Broadway.

MOTION PREVAILED by a Roll Call vote of:

Ayes: Durkee, McNamara, Hervey, Hilton, Thompson-Kelly, Oddo, Newburg,

Beach, Elyea, Beck, McNeely, Chiarelli -12-

Nays: -0-

Absent: Getchius, Frost -2-

2013-079-0

56. Alderman Beck moved the adoption of an Ordinance amending Chapter 3, Section 3-56, Article III of the Code of Ordinances of the City of Rockford upon all other requirements of the Liquor and Tobacco Ordinance having been met, said amendments shall serve as City Council advice and consent for the Liquor Commissioner to approve the following amendments for the following establishment:

Sandip Fumar Patel d/b/a Saheli 320 Corp., for the sale of tobacco products with a gas station in a C-3, Commercial General Zoning District at <u>320 North Mulford Road and 3xx North Mulford Road.</u> Approval is subject to the following conditions:

- 1. Meeting all applicable Building and Fire Codes
- Compliance with all City of Rockford Liquor and Tobacco Codes
- 3. The hours of operation will be limited to Monday through Sunday 5:00 am to 11:00 pm.
- 4. Window display signage is limited to 30% of window area
- 5. All required fencing repairs to be completed prior to operation of business
- 6. Landscaping to be brought into conformance with City standard prior to operation of business.

MOTION PREVAILED by a Roll Call vote of:

Ayes: Durkee, McNamara, Hervey, Hilton, Thompson-Kelly, Oddo, Newburg,

Beach, Elyea, Beck, McNeely, Chiarelli -12-

Nays: -0-

Absent: Getchius, Frost -2-

2013-080-0

57. Alderman Beck moved the adoption of the City of Rockford upon all other requirements of the Liquor and Tobacco Ordinance having been met, said amendments shall serve as City

Council advice and consent for the Liquor Commissioner to approve the following amendments for the following establishment:

Ala Saada d/b/a La Paz Food's Inc., for the sale of tobacco products in conjunction with a grocery store in a C-2, Limited Commercial Zoning District at <u>3445 North Main Street</u>. Approval is subject to the following conditions:

- 1. Meeting all applicable Building and Fire Codes
- 2. Compliance with all City of Rockford Liquor and Tobacco Codes
- 3. The amount of anticipated tobacco sales as a percentage of gross annual sales of the business will be no more than 5%.
- 4. The sale of tobacco shall be limited to the interior (picture) elevation that was submitted Exhibit F.
- 5. The hours of operation will be limited to 8:00 am to 8:00 pm Monday through Saturday.
- 6. The hours of operation will be limited to 9:00 am to 6:00 pm on Sunday.
- 7. Window display signage is limited to 30% of window area.
- 8. The windows shall remain unobstructed by any metal or iron bars or gating.

MOTION PREVAILED by a Roll Call vote of:

Ayes: Durkee, McNamara, Hervey, Hilton, Thompson-Kelly, Oddo, Newburg,

Beach, Elyea, Beck, McNeely, Chiarelli -12-

Nays: -0-

Absent: Getchius, Frost -2-

2013-243CR

58. Alderman Hervey moved the adoption of a Finance and Personnel Committee Report recommending approval of the Engineering Agreement Change Order for N. Main and Auburn Street Roundabout with Hanson Professional Services for an additional \$284,580.00 for a total not-to-exceed cost of \$726,875.00. The additional services will be funded through Sales Tax funds. Department of Public Works staff will work with IDOT to recover their portion of the funds which total \$199,102.84 with the City's portion being \$85,477.16. MOTION PREVAILED by a Roll Call vote of:

Ayes: Durkee, McNamara, Hervey, Hilton, Thompson-Kelly, Oddo, Newburg,

Beach, Elyea, Beck, Chiarelli -11-

Nays: McNeely -1-

Absent: Getchius, Frost -2-

2013-244CR

59. Alderman Hervey moved the adoption of a Finance and Personnel Committee Report recommending the award for Change Order #1: West State Street Corridor – Linear Park Development be made to Terry Guen Design Associates for an additional \$19,537 for a total cost of \$250,693. The funding will come from Sales Tax funds. MOTION PREVAILED by a Roll Call vote of:

Ayes: Durkee, McNamara, Hervey, Hilton, Thompson-Kelly, Oddo, Newburg,

Beach, Elyea, Beck, Chiarelli -11-

Nays: McNeely -1-Absent: Getchius, Frost -2-

2013-245CR

60. Alderman Hervey moved the adoption of a Finance and Personnel Committee Report recommending the award for Change Order: North Main and Auburn Street Demolitions, Pkg. B be made to N-TRAK Group, LLC for an additional \$95,160.00 for a total not-to-exceed cost of \$208,930.00. The original contract and Change Order #1 are funding by State Funds. MOTION PREVAILED by a Roll Call vote of:

Ayes: Durkee, McNamara, Hervey, Hilton, Thompson-Kelly, Oddo, Newburg,

Beach, Elyea, Beck, Chiarelli -11-

Nays: McNeely -1-

Absent: Getchius, Frost -2-

61. Alderman Hervey moved the adoption of a Finance and Personnel Committee Report recommending staff submit an application modification for the following RERZ projects: Outdoor City Market improvements, Indoor City Market development, E. State St. Streetscape, Whitewater Park, Ingersoll Building renovation, Barber Colman Village, Davis Festival Park improvements, West State St. Streetscape. The action also includes requesting an extension to the Grant End date from January 31, 2014 to January 31, 2015.

Alderman McNamara made a motion to lay the item over, seconded by Alderman Thompson-Kelly. MOTION PREVAILED (Ald. Getchius, Frost absent). LAID OVER.

MOTIONS AND RESOLUTIONS

2013-087R

62. Alderman Hervey, on behalf of the Finance and Personnel Committee, moved the adoption of a Resolution authorizing the Central Services Manager to take bids for the following:

A. Bid: (1) End Loader, funding source: Garage Capital Budget/Lease Funds B. Bid: City-Wide Sidewalk & ADA Repairs, Pkg. G, funding source: Sales Tax

MOTION PREVAILED by a Roll Call vote of:

Ayes: Durkee, McNamara, Hervey, Hilton, Thompson-Kelly, Oddo, Newburg,

Beach, Elyea, Beck, McNeely, Chiarelli -12-

Nays: -0-

Absent: Getchius, Frost -2-

2013-088R

63. Alderman Hervey moved the adoption of a Resolution authorizing the Central Services Manager with the assistance of Rock River Energy Services, to negotiate and enter into

a wholesale electric supply contract for the City on terms as deem appropriate and in the best interest of the City. Said Contract shall not exceed 4 years in length. The Central Services Manager will report to the City Council the terms of the contract and anticipated cost savings once the contract terms are agreed upon. MOTION PREVAILED by a Roll Call vote of:

Ayes: Durkee, McNamara, Hervey, Hilton, Thompson-Kelly, Oddo, Newburg,

Beach, Elyea, Beck, McNeely, Chiarelli -12-

Nays: -0-

Absent: Getchius, Frost -2-

2013-089R

64. Alderman Hervey moved the adoption of a Resolution authorizing the Central Services Manager with the assistance of Rock River Energy Services, to negotiate and enter into a wholesale natural gas supply contract for the City on terms as deem appropriate and in the best interest of the City. Said Contract shall not exceed 4 years in length. The Central Services Manager will report to the City Council the terms of the contract and anticipated cost savings once the contract terms are agreed upon. MOTION PREVAILED by a Roll Call vote of:

Ayes: Durkee, McNamara, Hervey, Hilton, Thompson-Kelly, Oddo, Newburg,

Beach, Elyea, Beck, McNeely, Chiarelli -12-

Nays: -0-

Absent: Getchius, Frost -2-

2013-090R

65. Alderman Beck, on behalf of the Code and Regulation Committee, moved the adoption of a Resolution for the Vietnam Veteran's Honor Society, requesting a special event permit, for the First Annual River Jam to be held on Saturday, July 6, 2013 from 11:00 am - 11:00 pm at 782 North Madison Street, Rockford, Illinois. MOTION PREVAILED (Ald. Getchius, Frost absent).

2013-091R

66. Alderman Beck, on behalf of the Code and Regulation Committee, moved the adoption of a Resolution for the Bethesda Covenant Church, requesting a special event for the Church Alley Walk to be held on Saturday, September 7, 2013 from 8:30 am – 4:00 pm at Bethesda Church, 2101 East State Street. MOTION PREVAILED (Ald. Getchius, Frost absent).

2013-092R

67. Alderman Beck, on behalf of the Code and Regulation Committee, moved the adoption of a Resolution for Joey of Joey "C" Cucina Restaurant, requesting a special event permit and liquor permit for consumption of liquor outdoors on private property ("S" license) for the first annual Joeypalooza Festival to be held on Saturday, July 13, 2013 from 12:00 pm (noon) – 12:00 am (midnight) at 2583 North Mulford Road. MOTION PREVAILED (Ald. Getchius, Frost absent).

2013-093R

68. Alderman Beck, on behalf of the Code and Regulation Committee, moved the adoption of a Resolution for the Kishwaukee Valley Abate of Illinois Organization, requesting a special event permit and liquor permit for consumption of liquor outdoors on public property ("SP" license) for the Rockin for a Cause Musical to be held on Saturday, June 29, 2013 from 1:00 pm – 8:00 pm at 3207 North Main Street. MOTION PREVAILED (Ald. Getchius, Frost absent).

NEW BUSINESS

2013-081-0

69. Alderman Hervey introduced and read an Ordinance authorizing the Mayor and Legal Director to execute and attest the attached Intergovernmental Agreement for the Lease of Office Space between the City of Rockford and the State of Illinois Department of Central Management Services.

Alderman Hervey moved to suspend Rule 11, seconded by Alderman Beach. MOTION PREVAILED (Ald. McNeely voted no; Getchius, Frost absent). The Ordinance was placed on Passage. MOTION PREVAILED by a Roll Call vote of:

Ayes: Durkee, McNamara, Hervey, Hilton, Thompson-Kelly, Oddo, Newburg,

Beach, Elyea, Beck, Chiarelli -11-

Nays: McNeely -1-

Absent: Getchius, Frost -2-

2013-082-0

70. Alderman Hervey introduced and read an Ordinance authorizing the Mayor and Legal Director to execute and attest the attached Lease of Office Space between the City of Rockford and Main Street Partners.

Alderman Hervey moved to suspend Rule 11, seconded by Alderman Beach. MOTION PREVAILED (Ald. McNeely voted no; Getchius, Frost absent). The Ordinance was placed on Passage. MOTION PREVAILED by a Roll Call vote of:

Ayes: Durkee, McNamara, Hervey, Hilton, Thompson-Kelly, Oddo, Newburg,

Beach, Elyea, Beck, Chiarelli -11-

Nays: McNeely -1-Absent: Getchius, Frost -2-

2013-083-0

71. Alderman Hervey introduced and read an Ordinance authorizing the Mayor and Legal Director to execute and attest the attached City of Rockford, the Local Workforce Investment Board and Rock River Training Corp.

Alderman Hervey moved to suspend Rule 11, seconded by Alderman Beach. MOTION PREVAILED (Ald. McNeely voted no; Getchius, Frost absent). The Ordinance was placed on Passage. MOTION PREVAILED by a Roll Call vote of:

Ayes: Durkee, McNamara, Hervey, Hilton, Thompson-Kelly, Oddo, Newburg,

Beach, Elyea, Beck, Chiarelli -11-

Nays: McNeely -1-Absent: Getchius, Frost -2-

2013-084-0

72. Alderman Hervey introduced and read an Ordinance authorizing the Mayor and Legal Director to execute and attest the attached Intergovernmental Agreement among the Chief Elected Officials of Local Workforce Investment Area 3.

Alderman Hervey moved to suspend Rule 11, seconded by Alderman Beach. MOTION PREVAILED (Ald. McNeely voted no; Getchius, Frost absent). The Ordinance was placed on Passage. MOTION PREVAILED by a Roll Call vote of:

Ayes: Durkee, McNamara, Hervey, Hilton, Thompson-Kelly, Oddo, Newburg,

Beach, Elyea, Beck, Chiarelli -11-

Nays: McNeely -1-

Absent: Getchius, Frost -2-

OFFICERS REPORTS

- 73. Alderman Hervey announced the County of Winnebago has three job openings. Two are with the Animal Services Department and one is with the Sheriff's Department for a telecommunicator. Positions are posted on the Winnebago County website.
- 74. Upon motion duly made and seconded, the meeting was adjourned at 7:29 p.m.

Respectfully submitted,

Diane Reed City Council Clerk

[The meeting was taped in its entirety, and the tape is on file in the Legal Department]

CITY COUNCIL, CITY OF ROCKFORD, ILLINOIS City Council Chambers, 2ND floor City Hall 425 E. State Street, Rockford July 1, 2013 6:00 P.M. AGENDA

The following represents, in general, the chronological order of proceedings at the City Council meeting:

- Call to Order by the Mayor
- Invocation and Pledge of Allegiance
- Roll Call and determination of quorum
- Acceptance of Journal of Proceedings
- Petitions and Communications
- Committee Reports
- Officers Reports

UNFINISHED BUSINESS

I. COMMITTEE REPORTS LAID OVER JUNE 24, 2013

- 1. Hervey Finance and Personnel Recommending staff submit an application modification for the following RERZ projects: Outdoor City Market improvements, Indoor City Market development, E. State St. Streetscape, Whitewater Park, Ingersoll Building renovation, Barber Colman Village, Davis Festival Park improvements, West State St. Streetscape. The action also includes requesting an extension to the Grant End date from January 31, 2014 to January 31, 2015.
- 2. Hervey Finance and Personnel Recommending the award for Network Cabling Services be made to the following bidders, Pro Com Systems and Kelso Burnett, both of Rockford, Illinois and Northern Illinois Communications, of Machesney Park, Illinois for their unit pricing as shown on the bid tabulation. The total estimated annual value of these contracts is \$20,000.00. The funding source is Information Technology Operating Budget.
- 3. Hervey Finance and Personnel Recommending approval of the Change Order for City-Wide Sidewalk & ADA Repairs Pkg. A to Campos Construction, Inc. for an additional \$15,951.00 for a total not-to-exceed cost of \$46,950.00. The funding source is Sales Tax. The funding will come from Sales Tax funds.
- 4. Hervey Finance and Personnel Recommending approval of the Change Order for City-Wide Sidewalk & ADA Repairs Pkg. B to Campos Construction, Inc. for an additional \$14,500.00 for a total not-to-exceed cost of \$30,903.00. The funding source is Sales Tax. The funding will come from Sales Tax funds.
- 5. Beck Code and Regulation Recommending the approval of the Replat of Sahlstrom's Plat #3.

- 6. Beck Code and Regulation Recommending the approval of the Replat of Puri/Swanson Plat #3.
- 7. Beck Code and Regulation Recommending approval of authorizing and regulating festival zone vending for carts, kiosks and artistic performers and replacing Chapter 5, Division 8 of the Code of Ordinances.
- 8. Beck Code and Regulation REVERSING the Liquor and Tobacco Advisory Board to APPROVE of the sale of beer and wine by the drink in the name of Richard Buckley and Gary Weeks d/b/a Molly's Deli in conjunction with a restaurant in a C-3, Commercial General Zoning District at 2420 and 2424 South Alpine Road. Approval is subject to the following conditions:
 - 1. Meeting all applicable Building and Fire Codes
 - 2. Compliance with all City of Rockford Liquor and Tobacco Codes
 - 3. Submittal of Building Permit for Staff review and approval.
 - 4. The sale of beer and wine shall be limited to the interior site plan that was submitted Exhibit E
 - 5. The hours of operation will be limited to 8:00 am to 1:00 am Monday through Sunday.
 - 6. Window display signage is limited to 30% of the window area.
 - 7. The restaurant shall not have a cover charge.
 - 8. The restaurant shall not have a dance floor
 - 9. The restaurant shall not have any DJ's
 - 10. The restaurant shall not have any live entertainment
 - 11. The restaurant shall not operate as a nightclub.
 - 12. The percentage of alcohol sales shall be no more than (15%) of the total revenue generated at the business.
- 9. Beck Code and Regulation Recommending the Legal Director be instructed to draw an Ordinance to establish a "No Parking Anytime" restriction on the east side of Welty Avenue from Jackson Street to 35 feet south of Jackson Street, thus repealing the "No Parking Anytime" restriction on the east side of Welty Avenue from Jackson Street to 50 feet south of Jackson Street.
- 10. Beck Code and Regulation Recommending the Legal Director be instructed to draw an Ordinance to establish "3 Hour" parking for thirty (30) spaces of Municipal Parking Lot F, thus repealing the "2 Hour" parking for thirty (30) spaces in Municipal Parking Lot F.
- 11. Beck Code and Regulation Recommending the Legal Director be instructed to draw an Ordinance to repeal "No Parking Anytime" restriction on the south side of Kent Street from Main Street west to N/S Alley, thus establishing unrestricted parking.
- 12. Beck Code and Regulation Recommending the Legal Director be instructed to draw an Ordinance to repeal the "No Parking 7:00 am 8:00 pm" parking restriction on the south side of Kent Street from the N/S Alley west of Main Street to 75 feet west of N/S Alley, thus establishing unrestricted parking.

- 13. Beck Code and Regulation Recommending the Legal Director be instructed to draw an Ordinance to establish "No Parking Anytime" on the south side of Morgan Street from Rock Street to Main Street, thus repealing the "2 Hour 8:00 am 5:00 pm" parking restriction.
- 14. Beck Code and Regulation Recommending the Legal Director be instructed to draw an Ordinance to repeal "2 Hour" parking restriction on both sides of Loomis Street from Main Street to Court Street, thus establishing unrestricted parking.
- 15. Beck Code and Regulation Recommending the Legal Director be instructed to draw an Ordinance to repeal "2 Hour" parking restriction on the south side of Montague Street from 150 feet west of Main Street to Court Street, thus establishing unrestricted parking.
- 16. Beck Code and Regulation Recommending the Legal Director be instructed to draw an Ordinance to repeal the "2 Hour" parking restriction on the south side of Montague Street from Rock Street to 100 feet east of Main Street, thus establishing unrestricted parking.
- 17. Beck Code and Regulation Recommending the Legal Director be instructed to draw an Ordinance to repeal "No Parking Anytime" restriction on the south side of Montague Street from Main Street to 100 feet east of Main Street, thus repealing unrestricted parking.
- 18. Beck Code and Regulation Recommending the Legal Director be instructed to draw an Ordinance to repeal the "No Parking 3:00 pm 6:00 pm" restriction on the north side of Montague Street from Rock Street to Main Street, thus repealing unrestricted parking.
- 19. Beck Code and Regulation Recommending the Legal Director be instructed to draw an Ordinance for a Residential Parking Zone on both sides of Hall Street between E. Jefferson Street and 6th Street.
- 20. Beck Code and Regulation Recommending the Legal Director be instructed to draw an Ordinance to establish "2 Hour" parking restriction for thirteen (13) spaces in Municipal Parking Lot TT, thus repealing "Permit Only" parking restriction for thirteen (13) spaces in Municipal Parking Lot TT.

II. MOTION/RESOLUTIONS READ JULY 1, 2013

- 1. Beck St. Edwards Summerfest 7/28/13
- **III. NEW BUSINESS** (note: Ordinances may be read in under New Business and Rule 11 suspended and final vote taken. Committee Reports would have previously been voted on).
- 1. Beck Ordinance Authorizing and regulating festival zone vending for carts, kiosks and artistic performers and replacing Chapter 5, Division 8 of the Code of Ordinances.
- 2. Beck Ordinance Sale of beer and wine by the drink in the name of Richard Buckley and Gary Weeks d/b/a Molly's Deli in conjunction with a restaurant in a C-3, Commercial General Zoning District at 2420 and 2424 South Alpine Road. Approval is subject to the following conditions:

- 1. Meeting all applicable Building and Fire Codes
- 2. Compliance with all City of Rockford Liquor and Tobacco Codes
- 3. Submittal of Building Permit for Staff review and approval.
- 4. The sale of beer and wine shall be limited to the interior site plan that was submitted Exhibit E
- 5. The hours of operation will be limited to 8:00 am to 1:00 am Monday through Sunday.
- 6. Window display signage is limited to 30% of the window area.
- 7. The restaurant shall not have a cover charge.
- 8. The restaurant shall not have a dance floor
- 9. The restaurant shall not have any DJ's
- 10. The restaurant shall not have any live entertainment
- 11. The restaurant shall not operate as a nightclub.
- 12. The percentage of alcohol sales shall be no more than (15%) of the total revenue generated at the business.
- 3. Beck Ordinance Establish a "No Parking Anytime" restriction on the east side of Welty Avenue from Jackson Street to 35 feet south of Jackson Street, thus repealing the "No Parking Anytime" restriction on the east side of Welty Avenue from Jackson Street to 50 feet south of Jackson Street.
- 4. Beck Ordinance Establish "3 Hour" parking for thirty (30) spaces of Municipal Parking Lot F, thus repealing the "2 Hour" parking for thirty (30) spaces in Municipal Parking Lot F.
- 5. Beck Ordinance Repeal "No Parking Anytime" restriction on the south side of Kent Street from Main Street west to N/S Alley, thus establishing unrestricted parking.
- 6. Beck Code and Regulation Recommending the Legal Director be instructed to draw an Ordinance to repeal the "No Parking 7:00 am 8:00 pm" parking restriction on the south side of Kent Street from the N/S Alley west of Main Street to 75 feet west of N/S Alley, thus establishing unrestricted parking.
- 7. Beck Ordinance Establish "No Parking Anytime" on the south side of Morgan Street from Rock Street to Main Street, thus repealing the "2 Hour 8:00 am 5:00 pm" parking restriction.
- 8. Beck Ordinance Repeal "2 Hour" parking restriction on both sides of Loomis Street from Main Street to Court Street, thus establishing unrestricted parking.
- 9. Beck Ordinance Repeal "2 Hour" parking restriction on the south side of Montague Street from 150 feet west of Main Street to Court Street, thus establishing unrestricted parking.
- 10. Beck Ordinance Repeal the "2 Hour" parking restriction on the south side of Montague Street from Rock Street to 100 feet east of Main Street, thus establishing unrestricted parking.

- 11. Beck Ordinance Repeal "No Parking Anytime" restriction on the south side of Montague Street from Main Street to 100 feet east of Main Street, thus repealing unrestricted parking.
- 12. Beck Ordinance Repeal the "No Parking 3:00 pm 6:00 pm" restriction on the north side of Montague Street from Rock Street to Main Street, thus repealing unrestricted parking.
- 13. Beck Ordinance Residential Parking Zone on both sides of Hall Street between E. Jefferson Street and 6th Street.
- 14. Beck Ordinance Establish "2 Hour" parking restriction for thirteen (13) spaces in Municipal Parking Lot TT, thus repealing "Permit Only" parking restriction for thirteen (13) spaces in Municipal Parking Lot TT.
- * same action taken before
- Adjournment

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POSSIBLE ADDITIONAL ITEMS:

The following items appear on the City Council Standing Committee Agendas as noted. Items may receive a vote at committee and come before the first City Council meeting held after the committee meeting. Rule 11 can be suspended and final vote taken on said items at the City Council meeting (no rule suspension is necessary to take a vote on vouchers).

CODE AND REGULATION COMMITTEE Monday, July 1, 2013, 4:45 p.m. Conference Room A, City Hall 2nd floor (north room) AGENDA

- 1. C & R 12-108 St. Edwards Summerfest/ 7-28-13
- 2. C & R 12-107 Resubdivision of First Rockford Group Development Plat 4
- 3. C & R 13-101 Sale of City-Owned Vacant Lots-721 & 727 South 3rd Street
- 4. C & R 13-103 ZBA015-13 (A) Special Use Permit for off-premises business identification sign
 - (B) Variation to increase the maximum allowable square footage from 64 sq. ft. to 96 sq.ft.
 - (C) Variation to increase the maximum allowed height from 8' to 13' in an I-1, Light Industrial Zoning District at 228 Energy Avenue

5. C & R 13-88 13-LTAB-020 Request for the Sale of Packaged Liquor in conjunction with a gas station and convenience store in a C-3, Commercial General Zoning District at 43xx, 43xx 4307, 4311, 4315, 4317, 44xx and 4417 Auburn Street 6. C & R 13-91 13-LTAB-023 Request for the Sale of Tobacco Products with a gas station in a C-3, Commercial General Zoning District at 3003 11th Street 7. C & R 13-102 13-LTAB-026 Request for the Sale of Liquor by the drink in conjunction with video gaming in a C-3, Commercial General Zoning District at 7521, 7531, 6541 and 7551 Walton Street & 172 South Bell School Road 8. C & R 13-105 13-LTAB-029 Request for the Sale of Liquor by the drink with a casual dining restaurant and bar; and the Sale of Liquor by the drink with an outdoor seating area in a C-3, Commercial General Zoning District at 1641 North Alpine Road, Suite 212; 1605 North Alpine Road & 1639 North Alpine Road 9. C & R 13-107 13-LTAB-031 Request for the Sale of Liquor by the drink with a restaurant in a C-2, Limited Commercial Zoning District at 6655, 6681, 6651, 6657 and 6663 East State Street 10. C & R 13-108 13-LTAB-032 Request for the Sale of Liquor by the drink with a restaurant; and the Sale of Liquor by the drink with an outdoor seating area in a C-2, Limited Commercial Zoning District at 3110 South Alpine Road 11. C & R 13-110 13-LTAB-034 Request for the Sale of Packaged Liquor with an upscale discount retail store in a C-2, Limited Commercial Zoning District at 6560 East State Street 12. C & R 106 Purchasing Ordinance Update

FINANCE AND PERSONNEL COMMITTEE

Monday, July 1, 2013, 5:15 p.m.

Conference Room B, City Hall 2nd floor (south room)

AGENDA

- 1. Purchasing and Vouchers
 - A. Award of Bid: (1) Forklift
 - B. Award of Bid: South Main Street Demolitions Suspend rules
 - C. Award of Bid: Rental of Traffic Control Devices for Special Events

- D. Award of RFP: Millennium Fountain Operation & Maintenance
- E. Award of Contract: IT Hardware/Software
- F. Resolution to take Bids
- G. Vouchers
- 2. Resolution of the City of Rockford Ascertaining the Prevailing Wages for Laborers, Mechanics and Workers Employed by Said City
- 3. Intergovernmental Agreement for Data Sharing with Rockford Housing Authority

PLANNING AND DEVELOPMENT COMMITTEE Monday, July 1, 2013, 5:30 p.m. CD Conference Room, City Hall 2nd floor AGENDA

- 1. Memorandum from Patrick Hayes regarding Gas & Electric Building Development Agreement Amendment.
- 2. Memorandum from Alderman Tim Durkee regarding Ongoing Planning Initiative Efforts.

LEGISLATIVE LOBBYING COMMITTEE Monday, July 1, 2013, ____ p.m. Conference Room A, City Hall 2nd floor (north room) AGENDA

No Meeting Scheduled.